

THURSDAY, MARCH 24, 1994

SEVENTY-EIGHTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Terry McGuire, Faith Memorial Church, Cleveland, TN.

Representative Fisher led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 93

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 93.

PRESENT IN CHAMBER

Representative(s) Pruitt was/were recorded as being present in the Chamber.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under Rule No. 20:

Representative Cole (Carter).

Representative Garrett.

Representative Herron; birth of new baby.

Representative Purcell; business in Washington, D.C.

RULES SUSPENDED

Rep. Fisher moved to suspended the rules so that House Joint Resolution No. 454 on the Regular Calendar for today, could be heard at this time, which motion prevailed.

House Joint Resolution No. 0454 -- Memorials, Heroism -- Terry McGuire.

Further consideration of House Joint Resolution No. 454 previously considered on February 17 and 23, 1994, at which time it was reset to the Calendar for March 24, 1994.

Rep. Fisher moved that **House Joint Resolution No. 454**, be adopted, with the request that all voting aye as sponsors, which motion prevailed by the following vote:

Ayes.	93
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kisber, Knight, Lewis, Liles, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 93.

A motion to reconsider was tabled.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

House Resolution No. 0157 -- General Assembly, Directed Studies -- Requests DOT to conduct feasibility study relative to extension and widening of certain highway in Northeast Tennessee. by *Haun.

Transportation Committee.

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House Joint Resolution No. 0558 -- Memorials, Government Officials -- Urges law enforcement agencies to use unmarked vehicles primarily for back-up and administrative matters and not for traffic stops. by *Ritchie.

State and Local Government Committee.

House Joint Resolution No. 0561 -- Highway Signs -- "Ed Blevins Memorial Bridge". by *Ramsey, *Venable, *Westmoreland.

Transportation Committee.

House Joint Resolution No. 0562 -- Highway Signs -- "Sam M. Feathers Memorial Bridge," Sullivan County. by *Ramsey, *Venable, *Westmoreland.

Transportation Committee.

RESOLUTIONS

Pursuant to Rule No. 17, the following resolution(s) was/were introduced and placed on the Consent Calendar for Monday, March 28, 1994:

House Joint Resolution No. 0566 -- Memorials, Professional Achievement -- Nancy Duggin, Murfreesboro Teacher of the Year. by *Bragg, *Mires, *Liles.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to Rule No. 17, the resolution(s) listed was/were noted as being placed on the Consent Calendar for Monday, March 28, 1994:

Senate Joint Resolution No. 0380 -- Memorials, Death -- Charles W. Hawkins, Jr., Nashville.

Senate Joint Resolution No. 0381 -- Memorials, Death -- Thelma Williams.

Senate Joint Resolution No. 0382 -- Memorials, Interns -- Jason Spain, Page.

Senate Joint Resolution No. 0391 -- Memorials, Professional Achievement -- Shirley Ellis, Secondary School Principal of the Year.

RESOLUTIONS LYING OVER

On motion, the resolutions(s) listed was/were referred to the appropriate Committee:

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***Senate Joint Resolution No. 0350** -- Memorials, Government Officials -- Urges department of transportation to expedite studies relative to upgrading I-40/Robertson Road interchange, Davidson County.

Transportation Committee.

***Senate Joint Resolution No. 0379** -- Naming and Designating -- "The Year of the Tree," 1994.

Conservation and Environment Committee.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 2894 -- Paris -- Authorizes Paris Special School District to receive funds from bonds issued by Henry County. Amends Chapter 150, Private Acts of 1919, as amended. by *Ridgeway.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were Held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 2061** -- Taxes, Privilege -- Excludes religious institutions from privilege tax on filing documents with secretary of state. Amends TCA 67-4-412. (HB 2225).

***Senate Bill No. 2350** -- Motor Vehicles, Titling and Registration -- Revises description of certain vehicles for hire. Amends TCA, Title 55, Ch. 4. (HB 2439).

Senate Bill No. 2691 -- Alcoholic Beverages -- Clarifies distribution process for beer sold by microbreweries. Amends TCA 57-5-201. (*HB 2683).

Senate Bill No. 2696 -- Juvenile Offenders -- Establishes curfew for minors between 12:00 midnight and 6:00 a.m.; allows counties to opt-in. Amends TCA, Title 37, Ch. 10. (*HB 2314).

Senate Bill No. 2770 -- Alcoholic Beverages -- Authorizes sale of alcoholic beverages at Temple Hills Country Club in Williamson County. Amends TCA 57-4-102. (*HB 2700).

Senate Bill No. 2791 -- Pharmacy -- Requires pharmacy inspectors to be licensed pharmacists. Amends TCA, Title 63, Ch. 10. (*HB 1780).

***Senate Bill No. 2794** -- Motor Vehicles, Titling and Registration -- Authorizes issuance of special license plates for

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honorably discharged veterans of United States armed forces. Amends TCA, Title 55, Ch. 4. (HB 2833).

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

***House Bill No. 2841 -- Safety -- Commerce Committee.**

***House Bill No. 2844 -- Contractors -- Commerce Committee.**

***House Bill No. 2849 -- Judicial Officers -- Judiciary Committee.**

***House Bill No. 2873 -- TennCare -- Commerce Committee.**

House Bill No. 2892 -- Bristol -- Held on Clerk's desk pending approval by local delegation.

House Bill No. 2893 -- Franklin County -- Held on Clerk's desk pending approval by local delegation.

REPORTS FROM STANDING COMMITTEES

The committees that met on Thursday, March 24, 1994, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the Regular Calendar for Monday, March 28, 1994: House Bill(s) No(s). 1826, 952, 1764, 2021, 1212, 2655 and 1835.

The Committee set the following bills/resolutions on the Regular Calendar for Wednesday, March 30, 1994: House Bill(s) No(s). 397, 1994, 2422 and 2667.

The Committee set the following bill(s) and/or resolution(s) on the Consent Calendar for Monday, March 28, 1994: House Bill(s) No(s). 2602.

CONSENT CALENDAR

House Joint Resolution No. 0552 -- Memorials, Sports -- Tennessee School for the Deaf football team, 100th victory.

House Joint Resolution No. 0553 -- Memorials, Sports -- 1993 Riverdale High School football team, TSSAA Class 5-A runner-up.

House Joint Resolution No. 0555 -- Memorials, Recognition and Thanks -- Students, Greenback High School, Grand Champions,

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Nationwide Insurance Prom Promise competition.

House Joint Resolution No. 0557 -- Memorials, Death -- James Leo Murphy, Jr.

House Joint Resolution No. 0559 -- Memorials, Public Service -- Colin Boyd Barrett.

House Joint Resolution No. 0560 -- Memorials, Recognition and Thanks -- Tusculum College Bicentennial.

House Joint Resolution No. 0563 -- Memorials, Personal Achievement -- Geoffrey Gordon Hooper, 1993 Scripps Howard National Spelling Bee Champion.

Senate Joint Resolution No. 0373 -- Memorials, Sports -- Wade Houston.

Senate Joint Resolution No. 0374 -- Memorials, Death -- Walter Swett.

Senate Joint Resolution No. 0376 -- Memorials, Death -- Commissioner James E. Yates.

Senate Joint Resolution No. 0384 -- Memorials, Death -- John L. Butler.

Senate Joint Resolution No. 0385 -- Memorials, Recognition and Thanks -- Central Church of Christ.

OBJECTION -- CONSENT CALENDAR

Objection(s) was/were filed to the following on the Consent Calendar:

Senate Joint Resolution No. 373: by Rep. Armstrong.

Under the rules, Senate Joint Resolution No. 373 was/were placed at the foot of the calendar for Monday, March 28, 1994.

Pursuant to Rule No. 50, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Dyer), Collier, Crain, Cross,

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Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 94.

A motion to reconsider was tabled.

REGULAR CALENDAR

House Bill No. 1522 -- Insurance, Health, Accident -- Revises procedures for filing policies with commissioner of commerce and insurance. Amends TCA 56-26-102.

Further consideration of House Bill No. 1522, previously considered on January 19 and February 16, 1994, at which time it was reset to the Calendar for March 24, 1994.

Rep. Kisber moved that House Bill No. 1522 be reset two weeks to the Calendar for Thursday, April 7, 1994, which motion prevailed.

House Bill No. 2010 -- Game and Fish Laws -- Revises taking of game fish and shellfish. Amends TCA 70-2-205, 221, 222, 70-4-119.

Further consideration of House Bill No. 2010, previously considered on March 10, 1994, at which time it was reset to the Calendar for March 24, 1994.

On motion, House Bill No. 2010 was made to conform with Senate Bill No. 1839; the Senate Bill was substituted for the House Bill.

Rep. Odom moved that Senate Bill No. 1839 be passed on third and final consideration.

Rep. Gunnels moved that Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Odom moved that Senate Bill No. 1839 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	60
Noes.	30
Present and not voting.	3

Representatives voting aye were: Anderson, Armstrong, Bittle, Boyer, Bragg, Brooks, Brown, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Dyer), Cross, Davidson, Davis, DeBerry, Dixon,

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Fisher, Fowlkes, Givens, Gunnels, Halteman Harwell, Huskey, Jackson, Johnson, Jones R (Shelby), Kernell, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Miller, Napier, Odom, Owenby, Peroulas Draper, Phillips, Pruitt, Ramsey, Ridgeway, Rigsby, Ritchie, Robinson, Severance, Stamps, Stulce, Thompson, Tindell, Turner (Hamilton), West, Williams (Shelby), Williams (Williamson), Winningham, Wix, Mr. Speaker Naifeh -- 60.

Representatives voting no were: Allen, Arriola, Bell, Buck, Collier, Duer, Ferguson, Haley, Hassell, Haun, Hillis, Joyce, Kent, Lewis, Meyer, Mires, Moore, Phelan, Pinion, Rhinehart, Rinks, Shirley, Stockburger, Turner (Shelby), Walley, Westmoreland, Whitson, Williams (Union), Windle, Wood -- 30.

Representatives present and not voting were: Hargrove, Head, Venable -- 3.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from not voting to no on Senate Bill No. 1839 and have this statement entered in the Journal: Rep(s). Crain.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from aye to no on Senate Bill No. 1839 and have this statement entered in the Journal: Rep(s). Peroulas Draper and Ritchie.

REGULAR CALENDAR, CONTINUED

House Bill No. 1072 -- Education -- Requires agreements between school board and professional employees' organization to include procedures for final, binding dispute arbitration. Amends TCA 49-5-612.

Further consideration of House Bill No. 1072, previously considered on May 3 and 10, 1993; February 2, March 16 and 17, 1994, at which time it was reset to the Calendar for March 24, 1994.

Rep. Winningham moved that House Bill No. 1072 be reset two weeks to the Calendar for Thursday, April 7, 1994, which motion prevailed.

House Bill No. 1993 -- Pensions and Retirement Benefits -- Redefines "earnable compensation" pursuant to Internal Revenue Code; provides for certain limitations and exemptions. Amends TCA, Title 8, Chs. 34, 35.

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Rep. Davidson requested that House Bill No. 1933 be moved down 2 places on the Calendar.

House Bill No. 2717 -- Utilities, Utility Districts -- Increases from three to five number of commissioners serving on boards of non-municipal water utility districts lying entirely in Hawkins County and having more than 900 customers. Amends TCA 7-82-307.

Rep. Givens moved that House Bill No. 2717 be passed on third and final consideration.

Rep. Love moved adoption of State and Local Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2717 by deleting all language following the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 7-82-307(dd)(1), is amended by deleting item (A) in its entirety and substituting the following:

(dd)(1)(A) Notwithstanding the provisions of this section or any other law to the contrary, each water utility district, having nine hundred (900) or more customers and a service area lying entirely within a county with a population of not less than forty-four thousand five hundred (44,500) nor more than forty-five thousand (45,000), according to the 1990 federal census or any subsequent federal census, shall, upon duly adopted resolution of the utility district board of commissioners, be governed by a five (5) member board of commissioners.

SECTION 2. Tennessee Code Annotated, Section 7-82-307(dd)(1)(B), is amended by adding the following new sentences after the last sentence:

Two (2) of the commissioners appointed pursuant to §7-82-307(dd)(1)(B) shall be residents of a county which lies within the service area of the utility district and has a population of not less than seventeen thousand two hundred fifty (17,250) nor more than seventeen thousand five hundred fifty (17,550) according to the 1990 federal census or any subsequent federal census. These two (2) members shall continue to be appointed in the manner required prior to the effective date of this act.

SECTION 3. This act shall take effect on becoming a law, the public welfare requiring it.

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On motion, Amendment No. 1 was adopted.

Rep. Givens moved that **House Bill No. 2717**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	92
Noes.	0
Present and not voting.	2

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Winningham, Wix, Wood, Mr. Speaker Naifeh -- 92.

Representatives present and not voting were: Ritchie, Windle -- 2.

A motion to reconsider was tabled.

House Bill No. 2237 -- Hospitals and Health Care Facilities -- Revises licensure and certificate of need requirements for home health companies. Amends TCA, Title 68, Ch. 11, Pts. 1, 2.

On motion, House Bill No. 2237 was made to conform with **Senate Bill No. 1951**; the Senate Bill was substituted for the House Bill.

Rep. Odom moved that **Senate Bill No. 1951** be passed on third and final consideration.

On motion, Rep. Dixon withdrew Health and Human Resources Committee Amendment No. 1.

Rep. Dixon moved adoption of Health and Human Resources Committee Amendment No. 2 as follows:

Amendment No. 2

Amend Senate Bill No. 1951 by deleting the language "means any entity which is licensed as such by the board and which is authorized by the board to provide" from subitem (A) of the amendatory language of Section 4 which amends §68-11-201(9), and by substituting instead the word "provides".

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On motion, Amendment No. 2 was adopted.

Rep. Odom moved that **Senate Bill No. 1951**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	87
Noes.	8

Representatives voting aye were: Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Halteman Harwell, Hargrove, Hassell, Head, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Stamps, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 87.

Representatives voting no were: Allen, Coffey, Haley, Haun, Meyer, Shirley, Stockburger, Whitson -- 8.

A motion to reconsider was tabled.

House Bill No. 1993 -- Pensions and Retirement Benefits -- Redefines "earnable compensation" pursuant to Internal Revenue Code; provides for certain limitations and exemptions. Amends TCA, Title 8, Chs. 34, 35.

Further consideration of House Bill No. 1993, previously considered on today's Calendar.

Rep. Rhinehart moved that House Bill No. 1993 be passed on third and final consideration.

Rep. Rhinehart moved adoption of Council on Pensions and Insurance Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 1993 by deleting the amendatory and directory language of Sections 1 through 3 in their entirety and by substituting instead the following:

Section 1. Tennessee Code Annotated, Section 8-34-101(38), is amended by deleting the last sentence thereof, including the calendar year and social security integration level columns contained therein.

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Section 2. Tennessee Code Annotated, Section 8-34-319, is amended by deleting the period "." at the end thereof and by substituting instead the words and punctuation "and deducted from each employer's account in the state accumulation fund."

Section 3. Tennessee Code Annotated, Section 8-37-301(a)(4), is amended by inserting after the word "all" and before the word "retirement" the words and punctuation "costs of administering the retirement system, and all".

Section 4. This act shall take effect on July 1, 1994, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Rep. Rhinehart moved adoption of Council on Pensions and Insurance Committee Amendment No. 2 as follows:

Amendment No. 2

Amend House Bill No. 1993 by deleting the amendatory and directory language of Sections 2 and 3 of the printed bill in their entirety and by substituting instead the following:

Section 2. Tennessee Code Annotated, Title 8, Chapter 34, Part 6, is amended by adding the following new, appropriately designated section:

8-34-6___. Any member who rendered service as a state judge or as an attorney general may establish retirement credit for previous service rendered in such capacity upon making a lump sum payment equal to the employee contributions the member would have made had the member been a member for the period claimed plus interest at the rate provided in § 8-37-214.

Section 3. Implementation of the provisions of Section 2 of this act shall be subject to funding being provided in the general appropriations act.

Section 4. This act shall take effect on July 1, 1994, the public welfare requiring it.

Rep. Rhinehart requested that Amendment No. 2 be moved to the heel of the Amendments.

On motion, Rep. Bragg withdrew Finance, Ways and Means Committee Amendment No. 1 as House Amendment No. 3.

On motion, Rep. Bragg withdrew Finance, Ways and Means Committee Amendment No. 2 as House Amendment No. 4.

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Rep. Rhinehart requested that House Bill No. 1993 be moved down 5 places on the Calendar.

House Bill No. 2456 -- Women -- Creates Tennessee Commemorative Suffrage Commission. Amends TCA, Title 4.

Rep. Chumney moved that House Bill No. 2456 be reset one week to the Calendar for Thursday, March 31, 1994, which motion prevailed.

House Bill No. 1940 -- Sunset Laws -- Savings institution collateral pool board, June 30, 2002. Amends TCA, Title 4, Ch. 29; Title 9, Ch. 4.

Rep. Kernell moved that House Bill No. 1940 be reset one week to the Calendar for Thursday, March 31, 1994, which motion prevailed.

House Bill No. 1954 -- Sunset Laws -- Department of transportation, June 30, 2002. Amends TCA, Title 4, Chs. 3, 29.

On motion, House Bill No. 1954 was made to conform with **Senate Bill No. 1881**; the Senate Bill was substituted for the House Bill.

Rep. Kernell moved that **Senate Bill No. 1881** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	92
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 92.

A motion to reconsider was tabled.

House Bill No. 1970 -- Sunset Laws -- Earthquake information center, June 30, 2002. Amends TCA, Title 4, Ch. 29; Title 49, Ch. 8.

On motion, House Bill No. 1970 was made to conform with **Senate Bill No. 1899**; the Senate Bill was substituted for the House Bill.

Rep. Kernell moved that **Senate Bill No. 1899** be passed on third and final consideration.

Rep. Kernell moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

Amend Senate Bill No. 1899 by deleting in the amendatory language of Section 2 the language "Earthquake information center" and by substituting instead the language "Center for earthquake research and information".

On motion, Amendment No. 1 was adopted.

Rep. Kernell moved adoption of Government Operations Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 1899 by deleting in the amendatory language of Section 2 the language "Earthquake information center" and by substituting instead the language "Center for earthquake research and information".

AND FURTHER AMEND by adding the following as a new section to precede the effective date section:

SECTION _____. Tennessee Code Annotated, Section 49-8-602(a), is amended by deleting the language "Memphis State University" and by substituting instead the language "University of Memphis".

On motion, Amendment No. 2 was adopted.

Rep. Kernell moved that **Senate Bill No. 1899**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner

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(Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 94.

A motion to reconsider was tabled.

House Bill No. 2194 -- Sunset Laws -- State certification commission, June 30, 2001. Amends TCA, Title 4, Ch. 29; Title 49, Ch. 5.

On motion, House Bill No. 2194 was made to conform with **Senate Bill No. 2440**; the Senate Bill was substituted for the House Bill.

Rep. Kernell moved that **Senate Bill No. 2440** be passed on third and final consideration.

Rep. Kernell moved adoption of Government Operations Committee Amendment No. 1 as follows:

Amendment No. 1

Amend Senate Bill No. 2440 by deleting the reference "4-29-222(a)" in Section 2 of the printed bill and substituting the reference "4-29-219(a)".

On motion, Amendment No. 1 was adopted.

Rep. Kernell moved that **Senate Bill No. 2440**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 94.

A motion to reconsider was tabled.

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House Bill No. 1993 -- Pensions and Retirement Benefits -- Redefines "earnable compensation" pursuant to Internal Revenue Code; provides for certain limitations and exemptions. Amends TCA, Title 8, Chs. 34, 35.

Further consideration of House Bill No. 1993, previously considered on today's Calendar.

On motion, Rep. Rhinehart withdrew Council on Pensions and Insurance Committee Amendment No. 2.

Rep. Rhinehart moved that **House Bill No. 1993**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	92
Noes.	0
Present and not voting.	3

Representatives voting aye were: Allen, Anderson, Armstrong, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Winningham, Wix, Wood, Mr. Speaker Naifeh -- 92.

Representatives present and not voting were: Arriola, Ritchie, Windle -- 3.

A motion to reconsider was tabled.

***House Bill No. 2380 -- Agriculture, Dept. of --** Revises certain fees imposed by the department of agriculture, plant industries division. Amends TCA, Titles 43, 62.

Rep. Walley moved that **House Bill No. 2380** be reset two weeks to the Calendar for Thursday, March 7, 1994, which motion prevailed.

House Bill No. 2174 -- Taxes, Sales -- Makes conversion of sole proprietorship into corporation a non-taxable event with no sales tax liability on the transfer of tangible personal property involved with conversion. Amends TCA, Title 67, Ch. 6, Pt. 2.

Rep. McDaniel moved that **House Bill No. 2174** be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes.	94
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood -- 94.

A motion to reconsider was tabled.

House Bill No. 1874 -- Taxes, Sales -- Exempts from sales and use tax, parts, service and labor for medical transport helicopters. Amends TCA, Title 67, Ch. 6, Pt. 3.

On motion, House Bill No. 1874 was made to conform with **Senate Bill No. 2028**; the Senate Bill was substituted for the House Bill.

Rep. Ramsey moved that **Senate Bill No. 2028** be passed on third and final consideration.

On motion, Rep. Bragg withdrew Finance, Ways and Means Committee Amendment No. 1.

On motion, Rep. Bragg withdrew Finance, Ways and Means Committee Amendment No. 2.

Rep. Ramsey moved to adopt Amendment No. 3 as follows:

Amendment No. 3

Amend Senate Bill No. 2028 by deleting the words "owned by hospitals or other not-for-profit medical facilities" in the amendatory language section of the printed bill, as amended, and by substituting instead the following:

owned by hospitals, government entities or other not-for-profit medical facilities.

Rep. Ramsey moved that **Senate Bill No. 2028** be reset one week to the Calendar for Thursday, March 31, 1994, which motion prevailed.

THURSDAY, MARCH 24, 1994 -- SEVENTY-EIGHTH LEGISLATIVE DAY

***House Bill No. 1876 -- Education --** Authorizes judge to assess fine of up to \$50.00 on parent or legal guardian of K-6 children if child is absent more than five days during each six week period; allows parent to show proof of illness of child; government benefits may be reduced when receiving assistance. Amends TCA, Title 49, Ch. 6, Pt. 30.

Rep. Ramsey requested that House Bill No. 1876 be moved to the heel of the Calendar.

***House Bill No. 2378 -- Advertising --** Removes 18 month window for billboard permit after removal of existing outdoor advertising in Memphis, Nashville, Knoxville or Chattanooga; removes prohibition on further outdoor advertising development. Amends TCA 54-21-116.

Rep. Haley moved that House Bill No. 2378 be passed on third and final consideration.

Rep. Dixon moved to adopt Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 2378 by deleting Section 1 and substitute instead the following:

Tennessee Code Annotated 54-21-116, is amended by deleting the last two sentences of subsection (b) and substituting instead the following:

Whenever any existing outdoor advertising or outdoor advertising erected pursuant to permit issued as aforementioned is removed within the corporate limits of any municipality, the location thereof shall be subject to the issuance of a permit for a period of eighteen (18) months following the date of its removal. Thereafter, no further outdoor advertising development may occur.

Rep. Haley moved that Amendment No. 1 be tabled, which motion prevailed by the following vote:

Ayes.	45
Noes.	42

Representatives voting aye were: Allen, Anderson, Bittle, Boyer, Buck, Byrd, Callicott, Chumney, Clark, Coffey, Davis, Duer, Fowlkes, Gunnels, Haley, Hassell, Haun, Huskey, Joyce, Kent, Kernell, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Odom, Owenby, Phelan, Ramsey, Ridgeway, Rinks, Shirley, Stockburger, Stulce, Tindell, Venable, Walley, Westmoreland, Williams (Shelby), Williams (Williamson), Wix, Wood -- 45.

Representatives voting no were: Armstrong, Arriola, Bell, Bragg, Brooks, Brown, Chiles, Cole (Dyer), Collier, Crain, Davidson,

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DeBerry, Dixon, Ferguson, Fisher, Halteman Harwell, Head, Hillis, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Lewis, Miller, Mires, Moore, Peroulas Draper, Phillips, Pinion, Pruitt, Rhinehart, Ritchie, Robinson, Severance, Stamps, Thompson, Turner (Hamilton), Turner (Shelby), West, Whitson, Windle, Winningham -- 42.

Rep. Haley moved that House Bill No. 2378 be passed on third and final consideration.

Rep. U. Jones moved to adopt Amendment No. 2 as follows:

Amendment No. 2

Amend House Bill No. 2378 by deleting Section 1 and substituting instead the following:

Tennessee Code Annotated 54-21-116, is amended by deleting the last two sentences of subsection (b) and substituting instead the following:

Whenever any existing outdoor advertising or outdoor advertising erected pursuant to permit issued as aforementioned is removed within the corporate limits of Memphis, the location thereof shall be subject to the issuance of a permit for a period of eighteen (18) months following the date of its removal. Thereafter, no further outdoor advertising development may occur.

Rep. Severance moved that Amendment No. 2 be tabled, which motion prevailed by the following vote:

Ayes.	43
Noes.	31
Present and not voting.	15

Representatives voting aye were: Allen, Anderson, Bittle, Boyer, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Dyer), Collier, Davis, Duer, Givens, Gunnels, Haley, Halteman Harwell, Hassell, Haun, Huskey, Jackson, Joyce, Kent, Kernell, Liles, McAfee, McDaniel, Meyer, Owenby, Ramsey, Rhinehart, Rinks, Severance, Shirley, Stamps, Stockburger, Stulce, Tindell, West, Williams (Shelby), Wix, Wood -- 43.

Representatives voting no were: Armstrong, Arriola, Bell, Bragg, Brooks, Brown, Buck, Crain, Davidson, DeBerry, Dixon, Ferguson, Fisher, Head, Hillis, Jones R (Shelby), Jones U (Shelby), Love, Miller, Mires, Moore, Phelan, Phillips, Pruitt, Robinson, Thompson, Turner (Hamilton), Turner (Shelby), Windle, Winningham, Mr. Speaker Naifeh -- 31.

Representatives present and not voting were: Cross, Fowlkes, Kisber, Knight, McKee, Odom, Peroulas Draper, Pinion, Ritchie, Venable, Walley, Westmoreland, Whitson, Williams (Union), Williams (Williamson) -- 15.

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Rep. Haun moved the previous question, which motion failed by the following vote:

Ayes.	52
Noes.	28
Present and not voting.	2

Representatives voting aye were: Allen, Anderson, Arriola, Bittle, Boyer, Byrd, Chumney, Clark, Coffey, Cole (Dyer), Crain, Cross, Davidson, Davis, Duer, Fisher, Gunnels, Haley, Hargrove, Hassell, Haun, Hillis, Joyce, Kent, Knight, Liles, McDaniel, McKee, Mires, Odom, Owenby, Phelan, Pinion, Ramsey, Rhinehart, Ridgeway, Rinks, Severance, Shirley, Stamps, Stockburger, Stulce, Tindell, Turner (Shelby), Venable, Walley, West, Westmoreland, Williams (Union), Williams (Williamson), Wix, Wood -- 52.

Representatives voting no were: Bragg, Brooks, Brown, Buck, Callicott, Chiles, Collier, DeBerry, Dixon, Ferguson, Fowlkes, Halteman Harwell, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Kisber, Love, Miller, Peroulas Draper, Phillips, Ritchie, Robinson, Thompson, Turner (Hamilton), Whitson, Williams (Shelby), Winningham -- 28.

Representatives present and not voting were: Kernell, Windle -- 2.

Rep. Bragg moved that House Bill No. 2378 be reset two weeks to the Calendar for Thursday, April 7, 1994.

Rep. Haley moved that the motion to reset be tabled, which motion prevailed be the following vote:

Ayes.	52
Noes.	32
Present and not voting.	1

Representatives voting aye were: Allen, Anderson, Arriola, Bittle, Boyer, Byrd, Callicott, Clark, Coffey, Cole (Dyer), Cross, Davidson, Davis, Duer, Ferguson, Fisher, Gunnels, Haley, Halteman Harwell, Hassell, Haun, Hillis, Joyce, Kent, Liles, McAfee, McDaniel, Meyer, Moore, Odom, Owenby, Peroulas Draper, Phelan, Pinion, Ramsey, Rhinehart, Ridgeway, Rinks, Severance, Shirley, Stamps, Stockburger, Stulce, Tindell, Venable, West, Westmoreland, Whitson, Williams (Union), Windle, Winningham, Wix -- 52.

Representatives voting no were: Armstrong, Bell, Bragg, Brooks, Brown, Buck, Chiles, Chumney, Collier, Crain, DeBerry, Dixon, Fowlkes, Head, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Kernell, Kisber, Lewis, Love, Miller, Mires, Ritchie, Robinson, Thompson, Turner (Hamilton), Turner (Shelby), Walley, Williams (Shelby), Williams (Williamson) -- 32.

Representatives present and not voting were: Knight -- 1.

Rep. Rhinehart moved the previous question, which motion failed by the following vote:

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Ayes.	54
Noes.	30
Present and not voting.	3

Representatives voting aye were: Allen, Anderson, Arriola, Bittle, Boyer, Byrd, Chumney, Clark, Coffey, Cole (Dyer), Crain, Cross, Davidson, Davis, Duer, Fisher, Gunnels, Haley, Hassell, Haun, Head, Hillis, Johnson, Joyce, Kent, Liles, McAfee, McDaniel, McKee, Meyer, Mires, Odom, Owenby, Phelan, Pinion, Pruitt, Ramsey, Rhinehart, Ridgeway, Rinks, Severance, Shirley, Stamps, Stockburger, Stulce, Tindell, Venable, Walley, West, Westmoreland, Williams (Union), Williams (Williamson), Wix, Wood -- 54.

Representatives voting no were: Armstrong, Bell, Bragg, Brooks, Brown, Callicott, Chiles, Collier, DeBerry, Dixon, Ferguson, Fowlkes, Halteman Harwell, Jackson, Jones R (Shelby), Jones U (Shelby), Kisber, Love, Miller, Moore, Peroulas Draper, Phillips, Robinson, Thompson, Turner (Hamilton), Turner (Shelby), Whitson, Williams (Shelby), Windle, Winningham -- 30.

Representatives present and not voting were: Kernell, Knight, Ritchie -- 3.

Rep. Haley moved that House Bill No. 2378 be reset two weeks to the Calendar for Thursday, April 7, 1994, which motion prevailed.

CHAIR TO DEBERRY

Mr. Speaker Naifeh relinquished the Chair to Rep. DeBerry, Speaker pro tempore.

REGULAR CALENDAR, CONTINUED

***House Bill No. 2684 -- Parks, Natural Areas Preservation --** Increases authority of commissioner of finance and administration and comptroller in approval and auditing of nonprofit organizations for support and enhancement of state parks. Amends TCA, Title 11, Ch. 3, Pt. 2.

On motion, House Bill No. 2684 was made to conform with **Senate Bill No. 2759**; the Senate Bill was substituted for the House Bill.

Rep. Bragg moved that **Senate Bill No. 2759** be passed on third and final consideration.

On motion, Rep. Hillis withdrew Conservation and Environment Committee Amendment No. 1.

Rep. Hillis moved adoption of Conservation and Environment Committee Amendment No. 2 as follows:

Amendment No. 2

Amend Senate Bill No. 2759 by deleting the language "organization." at the end of the fourth sentence of subsection (a) of Section 3 of the printed bill and by substituting the following language:

organization, provided, however, that in the case of any audit performed by the comptroller of the treasury of any citizen support organization having gross receipts of less than twenty-five thousand dollars (\$25,000) for the fiscal period under audit, the cost of such audit shall be paid by the state.

On motion, Amendment No. 2 was adopted.

Rep. Bragg moved that Senate Bill No. 2759, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	93
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Joyce, Kent, Kernell, Kisber, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 93.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to Rule No. 31, the following member(s) desire to change their original stand from not voting to aye on Senate Bill No. 2759 and have this statement entered in the Journal: Rep(s). Knight.

REGULAR CALENDAR, CONTINUED

*House Bill No. 1780 -- Pharmacy -- Requires pharmacy inspectors to be licensed pharmacists. Amends TCA, Title 63, Ch. 10.

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On motion, House Bill No. 1780 was made to conform with Senate Bill No. 2791; the Senate Bill was substituted for the House Bill.

Rep. Crain moved that Senate Bill No. 2791 be passed on third and final consideration.

On motion, Rep. Dixon withdrew Health and Human Resources Committee Amendment No. 1.

On motion, Rep. Dixon withdrew Health and Human Resources Committee Amendment No. 2.

Rep. Crain moved that, Senate Bill No. 2791 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	91
Noes.	1
Present and not voting.	1

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas, Draper, Phelan, Phillips, Pinion, Pruitt, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Williamson), Windle, Wix, Wood, Mr. Speaker Naifeh -- 91.

Representatives voting no were: Winningham -- 1.

Representatives present and not voting were: Fowlkes -- 1.

A motion to reconsider was tabled.

***House Bill No. 2657 -- Audiologists and Speech Pathologists --** Modifies licensure of speech pathologists and audiologists; clarifies that requirements for hearing aid dispensers do not apply to licensed audiologist in treating and fitting hearing aids. Amends TCA 63-15-106; Title 63, Ch. 17, Pt. 1.

Rep. Arriola moved that House Bill No. 2657 be passed on third and final consideration.

Rep. Dixon moved adoption of Health and Human Resources Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2657 by deleting from the amendatory language of Section 2, subdivision (6) the word "diagnosis" and by substituting the word "assessment".

AND FURTHER AMEND by deleting from the amendatory language of Section 2, subdivision (6) the words "of diagnosing" and by substituting the word "assessing".

On motion, Amendment No. 1 was adopted.

Rep. Dixon moved adoption of Health and Human Resources Committee Amendment No. 2 as follows:

Amendment No. 2

Amend House Bill No. 2657 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. Tennessee Code Annotated, Title 63, Chapter 17, Part 1, is amended by adding the following language as a new, appropriately designated section:

Section _____. (a) Within thirty (30) days of the date of delivery, any purchaser of a hearing aid from an audiologist licensed by the board to practice the assessing, selecting, fitting or dispensing or engaging in the sale of hearing aids to the human ear is entitled to return the hearing aid for any reason; provided, that such aid is returned in satisfactory condition, and such purchaser shall pay only reasonable charges for the hearing aid and related services. Such return privileges apply only to a first-time purchaser of a hearing aid.

(b) Charges to be imposed upon return of a hearing aid as provided in subsection (a) shall be clearly stated in the bill of sale.

(c) This section shall not be construed to supersede any duly promulgated regulation issued by the federal trade commission.

On motion, Amendment No. 2 was adopted.

Rep. Arriola moved to adopt Amendment No. 3 as follows:

Amendment No. 3

AMEND House Bill No. 2657 by inserting the following as a new, appropriately designated section immediately preceding the

effective date section and by renumbering subsequent sections accordingly:

SECTION _____. Tennessee Code Annotated, Title 63, Chapter 17, Part 1, is amended by adding the following as a new, appropriately designated section:

Section 63-17-12_. When engaging in assessment, selection, fitting and sale of amplification systems or other assistive devices and technologies, a licensed audiologist shall perform such activities in compliance with the highest standards of professional conduct specifically prescribed for such activities by the United States Food and Drug Administration, the Academy of Dispensing Audiologists, the American Academy of Audiology, the American Speech-Language-Hearing Association, and the Tennessee Board for Licensing Hearing Aid Dispensers. Through promulgation of rules, publication and distribution of pamphlets, and/or other appropriate means, the board shall periodically notify and update all licensed audiologists concerning the applicable standards of conduct enforced pursuant to this section.

On motion, Amendment No. 3 was adopted.

Rep. Arriola moved to adopt Amendment No. 4 as follows:

Amendment No. 4

AMEND House Bill No. 2657 by inserting the following as a new, appropriately designated section immediately preceding the effective date section and by renumbering subsequent sections accordingly:

SECTION _____. Tennessee Code Annotated, Section 63-17-111, is amended by adding the following language as a new, appropriately designated subsection:

()

(1) Each audiologist licensed prior to July 1, 1994, who wishes to engage in the fitting and sale of hearing aids but who has not engaged in such activities during the five (5) year period immediately preceding July 1, 1994, must first demonstrate by means of practical examination sufficient competency to fit and sell hearing aids.

(2) Each audiologist licensed on or after July 1, 1994, who wishes to engage in the fitting and sale of hearing aids, must first demonstrate by means of practical examination sufficient

competency to fit and sell hearing aids.

(3) The practical examination referred to in subdivisions (1) and (2) of this subsection shall be equivalent to or more stringent than the fitting and selling components of the practical examination for competency administered by the board for licensing hearing aid dispensers.

AND FURTHER AMEND by deleting in the sixth line of Section 4 of the printed bill the words "to practice" and by substituting in lieu thereof the words "from practicing".

AND FURTHER AMEND by deleting Section 7 of the printed bill in its entirety and by substituting instead the following new language:

SECTION 7. Tennessee Code Annotated, Section 63-17-110, is amended by inserting the word "language" immediately after the word "speech" wherever such word appears in subsections (a) and (b)(1) of such section.

On motion, Amendment No. 4 was adopted.

Rep. Severance moved the previous question, which motion prevailed.

House Bill No. 2657, as amended, passed third and final consideration by the following vote:

Ayes.	86
Noes.	7

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Dyer), Collier, Crain, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Joyce, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Ramsey, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Wix, Wood, Mr. Speaker Naifeh -- 86.

Representatives voting no were: Cross, Fisher, Haun, Kent, Rhinehart, Windle, Winningham -- 7.

A motion to reconsider was tabled.

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CHAIR TO SPEAKER

Mr. Speaker Naifeh resumed the Chair.

REGULAR CALENDAR, CONTINUED

***Senate Bill No. 1802 -- Taxes, Real Property --** Permits trustee to accept partial payment of property taxes. Amends TCA 67-5-1801.

Rep. Odom moved that Senate Bill No. 1802 be reset to the Calendar for Wednesday, March 30, 1994, which motion prevailed.

***House Bill No. 1876 -- Education --** Authorizes judge to assess fine of up to \$50.00 on parent or legal guardian of K-6 children if child is absent more than five days during each six week period; allows parent to show proof of illness of child; government benefits may be reduced when receiving assistance. Amends TCA, Title 49, Ch. 6, Pt. 30.

Further consideration of House Bill No. 1876, previously considered on today's Calendar.

Rep. Ramsey moved that House Bill No. 1876 be passed on third and final consideration.

Rep. Davidson moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

Amend House Bill No. 1876 by deleting the amendatory language of Section 1 and by substituting the following:

The judge may assess a fine of up to fifty dollars (\$50.00) against the parents or legal guardians of K-6 children if the child is absent more than five (5) days during any school year, unless the parent or legal guardian presents adequate excuse. If the parent or legal guardian is a recipient of aid to families with dependent children (AFDC), the judge shall notify the commissioner of human services and the commissioner shall temporarily reduce the AFDC benefits of such person in an amount equal to the fine imposed pursuant to this act.

On motion, Amendment No. 1 was adopted.

On motion, Rep. Davidson withdrew Education Committee Amendment No. 3 as House Amendment No. 2.

On motion, Rep. Davidson withdrew Education Committee Amendment No. 4 as House Amendment No. 3.

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Rep. Davidson moved adoption of Education Committee Amendment No. 5 as follows:

Amendment No. 4

Amend House Bill No. 1876 by deleting the second sentence of the amendatory language of Section 1, as added by Committee Amendment #1 and the third sentence of the amendatory language of Section 1, as added by Committee Amendment #3.

On motion, Amendment No. 4 was adopted.

Rep. Davidson moved adoption of Education Committee Amendment No. 6 as follows:

Amendment No. 5

Amend House Bill No. 1876 by adding in the first sentence of Section 1, as amended, after the words and figures "fifty dollars (\$50.00)" and before the words "against the parents", the words and figures "or five (5) hours of community service, in the discretion of the judge,".

Rep. Odom moved the previous question, which motion prevailed.

On motion, Amendment No. 5 was adopted.

Rep. Ramsey moved that **House Bill No. 1876**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	84
Noes.	7
Present and not voting.	2

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Hillis, Huskey, Jackson, Johnson, Joyce, Kent, Kernell, Kisber, Lewis, Liles, Love, McAfee, McDaniel, McKee, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Pinion, Pruitt, Ramsey, Rhinehart, Ridgeway, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood -- 84.

Representatives voting no were: Brown, Jones R (Shelby), Knight, Phillips, Rigsby, Turner (Hamilton), Mr. Speaker Naifeh -- 7.

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Representatives present and not voting were: DeBerry, Miller
-- 2.

A motion to reconsider was tabled.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE MESSAGE

House Bill No. 0933 -- District Attorneys -- Creates one additional position of criminal investigator for eighth judicial district. Amends TCA, Title 16, Ch. 2, Pt. 5.

Rep. Winningham moved that House Bill No. House Bill No. 933 be reset two weeks to the Message Calendar for April 7, 1994, which motion prevailed.

UNFINISHED BUSINESS

MOTION TO RECONSIDER

Rep. Rigsby moved to lift from the table the motion to reconsider Senate Bill No. 1948, which motion prevailed.

***Senate Bill No. 1948** -- Game and Fish Laws -- Clarifies persons who can fish and hunt on property without obtaining hunting and fishing license. Amends TCA 70-2-204.

Rep. Rigsby moved to reconsider action in passing Senate Bill No. 1948, which motion prevailed.

Rep. Rigsby moved that Senate Bill No. 1948 be passed on third and final consideration.

Rep. Rigsby moved to adopt Amendment No. 1 as follows:

Amendment No. 1

Amend Senate Bill No. 1948 by deleting the period at the end of the fourth sentence in the amendatory language in Section 1 of the bill, as printed, and substituting the following:

: provided, however, if land is owned jointly or in common by persons who are first cousins related by blood, then such cousins and their children may hunt small game and fish on such land under the provisions of this subsection.

On motion Amendment No. 1 was adopted.

Rep. Rigsby moved that **Senate Bill No. 1948**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes.	92
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Dyer), Collier, Crain, Cross, Davidson, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 92.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Robinson moved to suspend **Rule No. 80(1)**, relative to the time for placing bills on notice in Committee, so that House Bill No. 2303 could be heard by the Transportation Committee on Tuesday, March 29, 1994, which motion prevailed.

RULES SUSPENDED

Rep. Severance moved to suspend the rules for the immediate introduction of House Joint Resolution No. 564, also, suspended **Rule No. 80(1)**, relative to the time for placing bills on notice in Committee, so it could be heard by the small business subcommittee of Commerce on Tuesday, March 29, 1994, which motion prevailed.

House Joint Resolution No. 564 -- General Assembly, Studies -- Creates special joint committee to review board for licensing alarm systems contractors. by *Severance.

MESSAGE FROM THE SENATE
March 24, 1994

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 393; adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 0393 -- Memorials, Personal Occasion -- Buford and Louise Chamberlain, 50th wedding anniversary. by *Greer.

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RULES SUSPENDED

Rep. Haun moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 393 out of order, which motion prevailed.

Senate Joint Resolution No. 0393 -- Memorials, Personal Occasion -- Buford and Louise Chamberlain, 50th wedding anniversary.

On motion, the rules were suspended for the immediate concurrence in the resolution.

On motion of Rep. Haun, the resolution was concurred in.

A motion to reconsider was tabled.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1443: Rep(s). Ferguson as prime sponsor(s).

House Bill No. 1670: Rep(s). Stulce as prime sponsor(s).

House Bill No. 2306: Rep(s). Ferguson as prime sponsor(s).

House Bill No. 2456: Rep(s). Kent, Buck and Hassell as prime sponsor(s).

House Bill No. 2480: Rep(s). Haley and Liles as prime sponsor(s).

House Bill No. 2574: Rep(s). Armstrong as prime sponsor(s).

House Bill No. 2615: Rep(s). Ferguson, Hassell, Cross, Peroulas Draper, Ridgeway, Owenby, Whitson, Davis, Tindell, McAfee and Huskey as prime sponsor(s).

House Bill No. 2657: Rep(s). Knight as prime sponsor(s).

SPONSORS REMOVED

On motion, Rep(s). Williams (Williamson) was/were removed as sponsor(s) of **House Bill No. 1522**.

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MESSAGE FROM THE SENATE
March 24, 1994

MR. SPEAKER: I am directed to return to the House, Senate Bill No. 2725.

The Senate nonconcurred in House Amendment(s) No(s). 1.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE
March 24, 1994

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 332; adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

*Senate Joint Resolution No. 0332 -- Memorials, Congress -- Urges reconsideration and rescission of recreation user fees at facilities on lakes managed by U.S. Army Corps of Engineers. by *Burks.

MESSAGE FROM THE SENATE
March 24, 1994

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2199; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE
March 24, 1994

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 521, 522, 524, 525, 526 and 527; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE
March 24, 1994

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2840, 2859, 2867, 2872, 2875, 2877, 2878 and 2880; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

THURSDAY, MARCH 24, 1994 -- SEVENTY-EIGHTH LEGISLATIVE DAY

ENGROSSED BILLS

March 24, 1994

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 1993, 2174 and 2717; also, House Joint Resolution(s) No(s). 454, 552, 553, 555, 557, 559, 560 and 563.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 24, 1994

The Speaker signed the following: Senate Bill(s) No(s). 1804, 1836, 1841, 1842, 1869, 1882, 1896, 1900, 1903, 1911, 1913, 1914, 1916, 1920, 1924, 2082, 2106, 2411, 2429, 2439, 2445, 2797 and 2803; also, Senate Joint Resolution(s) No(s). 352, 353, 354, 355, 356, 358, 360, 361, 362, 363, 365, 367, 368, 369 and 370.

ENROLLED BILLS

March 24, 1994

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 2169 and 2413; House Joint Resolution(s) No(s). 530; also, House Resolution(s) No(s). 155 and 156.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 24, 1994

The Speaker signed the following: House Bill(s) No(s). 2169 and 2413; House Joint Resolution(s) No(s). 530; also, House Resolution(s) No(s). 155 and 156.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

REPORT OF CHIEF ENGROSSING CLERK

March 24, 1994

The following bill(s) was/were transmitted to the Governor for his action: House Bill(s) No(s). 308, 1773, 1953, 2036, 2156, 2192, 2230, 2259, 2362, 2365, 2367, 2529, 2531, 2540, 2543, 2853 and 2862; also, House Joint Resolution(s) No(s). 498, 500, 501, 507, 509, 510, 511, 513, 515, 516, 518 and 528.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

THURSDAY, MARCH 24, 1994 -- SEVENTY-EIGHTH LEGISLATIVE DAY

**MESSAGE FROM THE SENATE
March 24, 1994**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1934, 1963, 1994 and 2545; also, Senate Joint Resolution(s) No(s). 357 and 371; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**SIGNED
March 24, 1994**

The Speaker signed the following: Senate Bill(s) No(s). 1934, 1963, 1994 and 2545; also, Senate Joint Resolution(s) No(s). 357 and 371.

**MESSAGE FROM THE SENATE
March 24, 1994**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1673; passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

***Senate Bill No. 1673 -- Courts --** Creates one criminal court judge position, three assistant district attorney general positions and one criminal investigator position for 30th judicial district. Amends TCA, Title 16, Ch. 2, Pt. 5. by *Person, *Cohen.

**MESSAGE FROM THE GOVERNOR
March 24, 1994**

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 1804, 1869 and 2250, with his approval.

DIANNE F. NEAL, Counsel to the Governor.

**MESSAGE FROM THE SENATE
March 24, 1994**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2679; passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Bill No. 2679 -- Correction, Dept. of -- Enacts "Tennessee Prison Industry Inmate Labor Act of 1994". Amends TCA, Title 4, Ch. 29; Title 41, Ch. 22. by *Kyle, *Rochelle, *Crowe, *Harper, *Wright, *Haynes, *Atchley, *Wilder, *Cohen, *Cooper, *Leatherwood, *Rice, *Burks, *Elsea, *Person, *Holcomb, *Springer.

THURSDAY, MARCH 24, 1994 -- SEVENTY-EIGHTH LEGISLATIVE DAY

ENGROSSED BILLS

March 24, 1994

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 1876 and 2657.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ENROLLED BILLS

March 24, 1994

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 2199, 2840, 2859, 2867, 2872, 2875, 2877, 2878 and 2880; also, House Joint Resolution(s) No(s). 521, 522, 524, 525, 526 and 527.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

March 24, 1994

The Speaker signed the following: House Bill(s) No(s). 2199, 2840, 2859, 2867, 2872, 2875, 2877, 2878 and 2880; also, House Joint Resolution(s) No(s). 521, 522, 524, 525, 526 and 527.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

CONSENT CALENDAR

March 24, 1994

The following local bills have been placed on the Consent Calendar for **Monday, March 28, 1994**: House Bill(s) No(s). 2887, 2888 and 2889.

ROLL CALL

The roll call was taken with the following results:

Present 94

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Boyer, Bragg, Brooks, Brown, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole (Dyer), Collier, Crain, Cross, Davidson, Davis, DeBerry, Dixon, Duer, Ferguson, Fisher, Fowlkes, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Haun, Head, Hillis, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, Kisber, Knight, Lewis, Liles, Love, McAfee, McDaniel, McKee, Meyer, Miller, Mires, Moore, Napier, Odom, Owenby, Peroulas Draper, Phelan, Phillips, Pinion, Pruitt, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie,

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Robinson, Severance, Shirley, Stamps, Stockburger, Stulce, Thompson, Tindell, Turner (Shelby), Venable, Walley, West, Westmoreland, Whitson, Williams (Shelby), Williams (Union), Williams (Williamson), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 94.

On motion of Rep. Hargrove, the House recessed until 5:00 p.m., Monday, March 28, 1994.